

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NEPHTY CRUZ and MICHAEL BALLETO, as
TRUSTEES OF THE DISTRICT 6 INTERNATIONAL
UNION OF INDUSTRIAL, SERVICE, TRANSPORT
AND HEALTH EMPLOYEES HEALTH AND
PENSION PLANS, TRUSTEES OF THE DISTRICT 6
INTERNATIONAL UNION OF INDUSTRIAL,
SERVICE, TRANSPORT AND HEALTH EMPLOYEES
PENSION PLAN,

Plaintiffs,

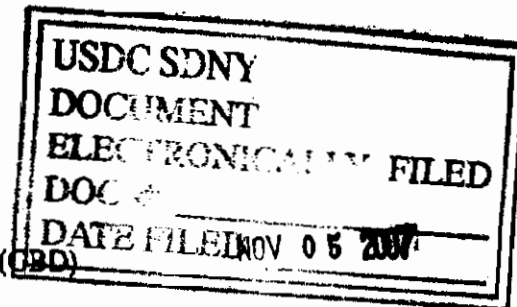
-against-

PINNACLE MANAGING CO., LLC; REALTY CORP.,
LLC, a/k/a 3647 REALTY CO., LLC a/k/a 3657
REALTY CO., LLC; and WIENER REALTY, LLC,

Defendants.

07 Civ. 6391 (GBD)

STIPULATION EXTENDING
PLAINTIFFS' TIME TO
REPLY TO COUNTERCLAIM

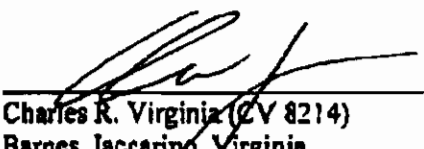


IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that the time for Plaintiffs to reply and/or move to dismiss to the Defendants' Counterclaim in the above-captioned action shall be and is hereby extended from November 5, 2007 through and including December 7, 2007. This extension will provide sufficient time for Plaintiffs to conduct and complete an audit of Defendants' books and records and issue audit findings thereupon and explore resolution of this matter.

IT IS FURTHER STIPULATED AND AGREED that a facsimile copy of this signed
Stipulation may be treated as an original, signed Stipulation.

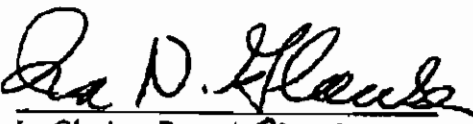
Dated: New York, New York
October 31, 2007

By:


Charles R. Virginia (CV 8214)
Barnes, Iaccarino, Virginia,
Ambinder & Shepherd PLLC
111 Broadway, 14th Floor
New York, New York 10006
Tel. No.: (212) 943-9080
Attorneys for Plaintiffs

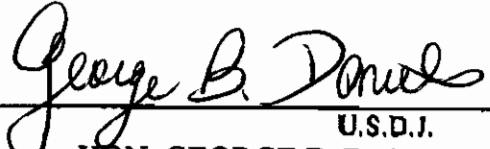
Dated: New York, New York
October 31, 2007

By:


Ira Glauber, Esq. (9353)
Jaffe & Asher LLP
600 Third Avenue
New York, New York 10016
Tel No.: (646) 313-2539
Attorneys for Defendants

DATED:

SO ORDERED: NOV 05 2007


U.S.D.J.
HON. GEORGE B. DANIELS